

**AMENDMENT TO RULES COMMITTEE PRINT OF
H.R. 4310
OFFERED BY MR. FRANKS OF ARIZONA**

At the end of subtitle B of title XXXI, add the following new section:

1 **SEC. 3123. LIMITATION ON AVAILABILITY OF FUNDS FOR**
2 **NUCLEAR NONPROLIFERATION ACTIVITIES**
3 **WITH RUSSIAN FEDERATION.**

4 (a) **LIMITATION.**—None of the funds authorized to
5 be appropriated by this Act or otherwise made available
6 for fiscal year 2013 for defense nuclear nonproliferation
7 may be obligated or expended for nuclear nonproliferation
8 activities with the Russian Federation until the date that
9 is 30 days after the date on which the Secretary of Energy
10 certifies, in coordination with the Secretary of State and
11 the Secretary of Defense, to the appropriate congressional
12 committees that—

13 (1) Russia is no longer—

14 (A) providing direct or indirect support to
15 the government of Syria's suppression of the
16 Syrian people; and

17 (B) transferring to Iran, North Korea, or
18 Syria equipment and technology that have the

1 potential to make a material contribution to the
2 development of weapons of mass destruction or
3 cruise or ballistic missile systems controlled
4 under multilateral control lists; or

5 (2) funds planned to be obligated or expended
6 for nuclear nonproliferation activities with the Rus-
7 sian Federation are strictly for project closeout ac-
8 tivities and will not be used for new activities or ac-
9 tivities that will extend beyond fiscal year 2013.

10 (b) WAIVER.—The Secretary of Energy may waive
11 the limitation in subsection (a) if—

12 (1) the Secretary determines that such waiver is
13 in the national security interests of the United
14 States;

15 (2) the Secretary briefs, in an unclassified
16 form, the appropriate congressional committees on
17 the justifications of such waiver; and

18 (3) a period of 90 days has elapsed following
19 the date on which such briefing is held.

20 (c) APPROPRIATE CONGRESSIONAL COMMITTEES DE-
21 FINED.—In this section, the term “appropriate congres-
22 sional committees” means—

23 (1) the Committee on Armed Services and the
24 Committee on Foreign Affairs of the House of Rep-
25 resentatives; and

- 1 (2) the Committee on Armed Services and the
- 2 Committee on Foreign Relations of the Senate.

